

16638 U.S. PTO
101003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: MDXVA/04USD1/114

Applicant: Rhad et al

Title: A Catheter Introducer Assembly Having Safety Shielded Needle

22389 U.S. PTO
10/683635

101003

CERTIFICATE OF MAILING BY EXPRESS MAIL - 37 CFR 1.10

'Express Mail' mailing label number: EV 354972078 US
Date of Deposit: October 10, 2003

I certify that this paper or fee (along with the enclosures noted herein) is being deposited with the United States Postal Service 'Express Mail Post Office to Addressee' service under 37 CFR 1.10 on the above date and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kenneth Eads
By: Kenneth Eads (person mailing paper)

UTILITY PATENT APPLICATION TRANSMITTAL

*Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450*

This is a request for filing, under 37 CFR § 1.53(b), a(n): -

- ☐ Original (non-provisional) application.
- ☒ **Divisional of prior application Serial No. 09/948,088, filed on September 6, 2001.**
- ☐ Continuation of prior application Serial No. __, filed on __.
- ☐ Continuation-in-part of prior application Serial No. __, filed on __.

For Divisional and Continuation applications ONLY:

- ☒ **Copy of Executed Declaration, Power of Attorney and Petition Form from parent application is enclosed (as noted below in Enclosures).**
- ☒ **Revocation and Grant of Power of Attorney from parent application is also enclosed (as noted below in Enclosures).**
- ☒ **Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.**

For all Divisional, Continuation and Continuation-in-part applications:

- ☐ Small Entity Status was requested in the prior application, and small entity status is still proper and desired.
- ☒ **This application is assigned to Medex, Inc. of 2231 Rutherford Road, Carlsbad, CA 92008 by virtue of an assignment from the inventors, Edward A. Rhad et al, to Ethicon Endo-Surgery recorded at Reel 012163, Frame 0588 and an assignment by Ethicon Endo-Surgery to Medex, Inc. executed May 21, 2003 and recorded at Reel 013735, Frame 0500.**

PRELIMINARY AMENDMENT/CALCULATION OF FEES

- ☐ Please cancel claims ___ without prejudice, and prior to calculating the fees. ___ total claim(s), of which ___ is(are) independent, is(are) pending after the amendment.
- ☐ Please enter the enclosed preliminary amendment identified below prior to calculating the fees. ___ total claim(s), of which ___ is(are) independent, is(are) pending after the amendment.
- ☐ Small Entity Status is Requested
- ☒ **The Fees are Calculated as Follows:**

Fee:	Number of Claims:	In Excess of:	Extra:	At Rate:	Amount:
Total Claims	10	20	0	\$18	\$0.00
Independent Claims	1	3	0	\$84	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					
BASIC FEE					\$770.00
TOTAL OF ABOVE CALCULATIONS					\$770.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY					
TOTAL					\$770.00

ENCLOSURES

- ☒ Utility Patent Application Transmittal Form (in duplicate) containing Certificate of Mailing By Express Mail Under 37 CFR 1.10.
- ☒ Return Postcard.

APPLICATION PAPERS

- ☒ Utility Patent Application, with: 14 page(s) specification (including 10 total claim(s), of which 1 is(are) independent, and 1 page(s) abstract).
- ☒ Drawings: 10 sheet(s) of 13 drawings (13 total figures).
- ☐ Microfiche Computer Program (Appendix).
- ☐ Nucleotide and/or Amino Acid Sequence, including (all are necessary): Computer Readable Copy, Paper Copy (identical to computer copy), and Statement verifying identity of copies.
- ☐ An ___ Declaration, Power of Attorney and Petition Form.
- ☒ Copy of Executed Declaration, Power of Attorney and Petition Form from prior application identified above.
- ☒ Revocation and Grant of Power of Attorney from prior application.
- ☐ Certified Copy of priority document(s) identified as attached above.

ADDITIONAL PAPERS

- ☐ Assignment to ___, Recordation Cover Sheet (Form PTO-1595)
- ☐ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i)
- ☐ Preliminary Amendment (to be entered prior to calculation of fees)
- ☒ Information Disclosure Statement, 3 sheet(s) Form PTO-1449.
- ☐ Other: ___

CHECKS

- ☒ A Check of \$ 770.00 for the filing fee.
☐ A Check of for the assignment recording fee.

CORRESPONDENCE ADDRESS

Address all correspondence and telephone calls to:

Kurt L. Grossman

Address of Customer No. 26,875

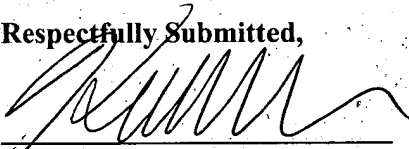
Telephone: (513) 241-2324

DEPOSIT ACCOUNT AUTHORIZATION

- ☐ Please charge Deposit Account No. 23-3000 in the amount of .
☒ The Commissioner is authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 23-3000. A duplicate of this transmittal is attached.
☐ THE PAYMENT OF FEES IS BEING DEFERRED.

WOOD, HERRON & EVANS, L.L.P.
2700 Carew Tower
441 Vine St.
Cincinnati, Ohio 45202
(513) 241-2324
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KLG/lis

Respectfully Submitted,


Kurt L. Grossman
Reg. No. 29,799

DOCKETING NOTIFICATION SHEET

Client/Matter: MDXVA/04USD1

KLG/lis

Applicant: Rhad et al

Title: A Catheter Introducer Assembly Having Safety Shielded Needle

The Following Items were sent to the USPTO on October 6, 2003:

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- ☒ **Information Disclosure Statement, 3 sheets, Form PTO-1449.**
- ☒ **Revocation and Grant of Power of Attorney from prior application.**
- ☒ **A Check of \$ 770.00 for the filing fee.**